

# Notice of Allowability

Application No.

09/858,328

Examiner

Jeffrey D. Popham

Applicant(s)

VOGEL ET AL.

Art Unit

2137

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 8/2/2006.
2. ☒ The allowed claim(s) is/are 1-8,10-17 and 19-32.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS ( as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

## Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date \_\_\_\_\_
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date \_\_\_\_\_
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other \_\_\_\_\_

  
EMMANUEL L. MOISE  
SUPERVISORY PATENT EXAMINER

***Remarks***

Claims 1-8, 10-17, and 19-32 are pending.

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jeff Young on 10/13/2006.

Please amend claims 21, 31, and 32 as follows:

Art Unit: 2137

Claim 21,

(Currently Amended) A method of authorizing the transfer of various types of information within a group of parties, said parties including a First Party, a Second Party, and a Third Party, said First Party holding First Party Information, and said Third Party having an interest in Third Party Information held by said Second Party, said method including the following steps:

~~identification~~ identifying, by said Second Party, ~~of a~~ the physical address associated with said Third Party;

transmitting a Request from said First Party to said Second Party, said Request being to allow said First Party to access said Third Party Information held by said Second Party;

authorizing said First Party's Request by said Third Party by the transfer of said Authorization Code from said Third Party to said First Party; and

presenting said Authorization Code from said First Party to said Second Party, such that said First Party is authorized to obtain said Third Party Information from said Second Party.

Claim 31,

(Currently Amended) A method of authorizing the transfer of various types of information within a group of parties, said parties including a First Party, a Second Party, and a Third Party, said First party holding First Party

Information, and said Third Party having an interest in Third Party Information held by said Second Party, said method including the following steps:

transmitting a Request from said First Party to said Second Party, said Request being to allow said First Party to access said Third Party Information held by said Second Party, said Request from said First Party accompanied by said First Party Information;

forwarding said First Party's Request from said Second Party to said Third Party, said Request accompanied by an Authorization Code authorized by said Second Party as well as said First Party Information, said forwarding being done via hand delivery to a physical address associated with said Third Party;

authorizing said First Party's Request by said Third Party by the transfer of said Authorization Code from said Third Party to said First Party; and

presenting said Authorization Code from said First Party to said Second Party, such that said First Party is authorized to obtain said Third Party Information from said Second Party.

Claim 32,

(Currently Amended) A method of authorizing the transfer of various types of information within a group of parties, said parties including a First Party, a Second Party, and a Third Party, said First Party holding First Party Information, and said Third Party having an interest in Third Party Information held by said Second Party, said method including the following steps:

identification identifying, by said Second Party, of a physical address associated with said Third Party;

transmitting a Request from said First Party to said Second Party, said Request being to allow said First Party to access said Third Party Information held by said Second Party, said Request from said First Party accompanied by said First Party Information;

forwarding said First Party's Request from said Second Party to said Third Party, said Request accompanied by an Authorization Code authorized by said Second Party as well as said First Party Information, said forwarding being done via hand delivery to said physical address associated with said Third Party;

authorizing said First Party's Request by said Third Party by the transfer of said Authorization Code from said Third Party to said First Party; and

presenting said Authorization Code from said First Party to said Second Party, such that said First Party is authorized to obtain said Third Party Information from said Second Party.

***Allowable Subject Matter***

Claims 1-8, 10-17, and 19-32 are allowed. The following is an examiner's statement of reasons for allowance: The closest prior art, Chaganti (U.S. Patent 6,845,448), Walker (U.S. Patent 5,884,272), Wood (U.S. Patent 6,609,198), Wolven (U.S. Patent 6,246,994), and Futagami (U.S. Patent 6,754,665) all disclose various systems for authorizing access to information within a three party system. What Chaganti, Walker, Wolven, and Futagami are lacking is the forwarding of the first party's request from the second party to the third party, along with the authorization code generated or authorized by the second party, for subsequent authorization by the third party. They all contain some forwarding, whether that be in the form of an authorization code or the request, but none forward both the request and the authorization code. Wood, however, teaches this forwarding of the request and authorization code to the third party, but the third party is not a human regulating access to his/her own personal information.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jeffrey D. Popham whose telephone number is (571)-272-7215. The examiner can normally be reached on M-F 9:00-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Emmanuel Moise can be reached on (571)272-3865. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Jeffrey D Popham  
Examiner  
Art Unit 2137